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In re Application of  
HAN et al.  
U.S. Application No. 10/018,972  
PCT No.: PCT/US00/17394  
Int. Filing Date: 23 June 2000  
Priority Date: 25 June 1999  
Atty. Docket No.: P0265292  
For: COMPOUNDS OBTAINED FROM  
SALVIA SPECIES HAVING ANTIVIRAL  
ACTIVITY

DECISION ON PETITION  
UNDER 37 CFR 1.47(a)

This decision is in response to "Renewed Petition under 37 CFR 1.47(a)" filed 16 April 2003. In a decision dated 07 March 2003, the "Petition under 37 CFR 1.47(a)" filed 11 October 2002 was dismissed because applicant did not provide adequate proof that joint inventor, Myun K. Han, refused to execute the application or could not be reached after diligent effort.

The petition for status under 37 CFR 1.47(a) is moot since the declaration filed 16 April 2003 with the present communication was executed by the previously non-signing inventor, Myun K. Han. As such, the submission is a proper reply to the Decision mailed 07 March 2003. The declarations filed 11 October 2002 and 16 April 2003 are acceptable under 37 CFR 1.497.

The application has an international filing date of 23 June 2000 under 35 U.S.C. 363 and a date of 16 April 2003 under 35 U.S.C. 371(c).

Deposit Account No. 03-3975 has been charged a \$130.00 surcharge fee under 37 CFR 492(e) for supplying an oath or declaration later than 30 months from the earliest claimed priority date.

The application is being returned to the International Division for processing as the U.S. National Stage of the above-identified international application.

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